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February 23, 2006

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SC PUBLIC SERVICE
COMMISSION

The Honorable Charles Terreni
Chief Clerk of the Commission
Public Service Commission of South Carolina
Post Office Drawer 11649
Columbia, South Carolina 29211

Re: *Generic Proceeding to Examine Issues Related to BellSouth's Obligations
to Provide Unbundled Network Elements*; Docket No. 19341-U
Docket No. 2004-316-C

Dear Mr. Terreni:

Yesterday, the Public Service Commission of Louisiana ruled on the certain issues related to Section 271 and line sharing in its Generic Change of Law proceeding. Although a written order is not yet available, the following is a summary of the Louisiana Commission's Rulings:

Section 271: The Louisiana Commission declined to order BellSouth to include 271 elements in 252 agreements, and it likewise declined to set rates for these elements. The Louisiana Commission explained that these 271 elements are more properly contained in arms-length, commercial agreements, subject to the FCC's enforcement authority, and it adopted BellSouth's proposed contract language with respect to these issues. The Louisiana Commission further ruled that because Section 271 contemplates an advisory role for the state commissions, any CLEC filing an enforcement action at the FCC regarding Section 271 elements shall provide a copy of the filing to the Louisiana Commission so that the Commission may intervene and advise the FCC of its recommendation, if it deems it necessary.


Line Sharing Issues: The Louisiana Commission rejected a December 2005 finding by an Administrative Law Judge that the commission has jurisdiction to set rates for line sharing under Section 271 based on BellSouth's voluntary agreement. The Louisiana Commission ruled that BellSouth had not agreed to

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negotiate rates for line sharing under Section 271 for inclusion in its Section 252 interconnection agreement with Covad, but that instead, BellSouth had attempted only to negotiate transitional rates for line sharing under Section 251. The Louisiana Commission also decided that the dispute resolution and change of law provisions in the interconnection agreement cannot be used to compel arbitration of elements outside of the interconnection agreement.

The official Minutes of the Louisiana Commission's February 22, 2006 Open Session are not yet available. If they become available prior to the Commission's February 28, 2006 Agenda Session, BellSouth will file them in this docket.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick W. Turner". The signature is fluid and cursive, with a long horizontal stroke at the end.

Patrick W. Turner

PWT/nml
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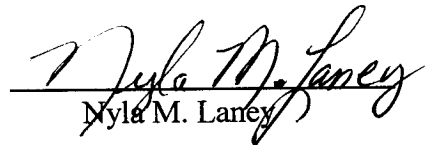
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